




PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):	ERIC GRAY et al.	Examiner:	_____
Appln. No.:	10/821,617	Group Art Unit:	3732
Filing Date:	April 9, 2004	Docket No.	75028-307898
Title:	TEMPORARY SPINAL FIXATION APPARATUSES AND METHODS		

Mail Stop Missing Parts
Commissioner for Patents
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Alexandria, VA 22313-1450

I CERTIFY THAT, ON NOVEMBER 16, 2004, THIS PAPER IS BEING
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Elaine Raiten

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL APPLICATION
UNDER 37 C.F.R. § 1.53(b)**

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application Filed Under 37 CFR 1.53(b), Filing Date Granted, mailed June 25, 2004, Applicant has enclosed herewith the following documents to complete the above-identified application filed April 9, 2004:

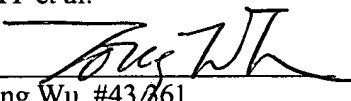
1. Copy of Notice to File Missing Parts of Nonprovisional Application;
2. Petition for Three-Month Extension of Time (1 page);
3. Credit Card Payment Form authorizing payment of in the amount of \$1,900 (\$790 filing fee, \$130 surcharge, and \$980 extension fee).

If the amounts submitted herewith are incorrect, the Commissioner is authorized to credit any overpayment or charge any deficit to our Deposit Account No. 06-0029 and notify us of the same.

Respectfully Submitted,

ERIC GRAY et al.

By:


Tong Wu, #43,661
FAEGRE & BENSON LLP
2200 Wells Fargo Center
90 South Seventh Street
Minneapolis, MN 55402-3901
612/766-6804

Dated: November 16, 2004
Document4



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/821,617	04/09/2004	Eric L. Gray	6683.50USC1

23552
MERCHANT & GOULD PC
P.O. BOX 2903
MINNEAPOLIS, MN 55402-0903



CONFIRMATION NO. 8940

FORMALITIES LETTER



OC000000013067250

Date Mailed: 06/25/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

11/22/2004 AWONDAF1 00000149 10821617

01 FC:1001 790.00 OP
02 FC:1051 130.00 OP

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to be "L. M. Smith", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE